FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 2873 OF 2007
IN
CRIMINAL APPEAL NO. OF 2007

Office Notes, Office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders	Court's or Judge's orders

Mrs. Arti Bhide i/by Mr. Nitin P. Borale for applicant.
Mr. S.R. Shinde, APP for State.

CORAM: B.H. MARLAPALLE,J.

04/09/2007.

P.C.:

. Heard Ms. Arti Bhide with Mr. Borale the learned counsel for the applicant.

. This is an application seeking leave to appeal under Section 378(4) of Cr.P.C. against the order of acquittal passed by the learned Metropolitan Magistrate, 30th Court, Kurla, Mumbai on 10/7/2007 in C.C. No.5355/SS/2006.

. I have perused the reasoning set out in the acquittal order and the complaint came to be dismissed mainly on the ground that the complainant did

not issue notice to the accused on his correct address.

. Hence, leave granted under Section 378(4) to appeal.

. Appeal is admitted.

. The learned APP appears for the State.

. Call for R & P.

. Action under Section 390 of Cr.P.C. to be taken by the trial court.

(B.H. Marlapalle,J.)